

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robin Pou et al.                      Art Unit : 3685  
Serial No. : 10/726,284                          Examiner : John M. Winter  
Filed : December 2, 2003                        Conf. No. : 5291  
Title : DISTRIBUTION AND RIGHTS MANAGEMENT OF DIGITAL CONTENT

## MAIL STOP AF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated October 8, 2008 and the Advisory Action dated February 3, 2009, finally rejecting claims 1-19, 49-54, 60-62, 74-84, 100-103 and 108-112. Claims 1-19 and claims 74-84 were cancelled in the Reply to Final Action of October 8, 2008 filed December 22, 2008. Further, claims 20-48, 55-59, 63-73, 85-99, 104-107 and 113-118 are withdrawn.

A Petition for One Month Extension of Time, Pre-Appeal Brief Request for Review and Remarks to Pre-Appeal Brief Request for Review, along with the required fees for filing same, are being filed and submitted concurrently with this Notice of Appeal. Please charge the required \$270 appeal fee, as well as any other required fees or credits, to Deposit Account No. 06-1050.

Respectfully submitted,

Date:February 9, 2009

/Spencer C. Patterson/

Spencer C. Patterson

Reg. No. 43,849

**PTO Customer No. 26231**

**Fish & Richardson P.C.**  
1717 Main Street, Suite 5000  
Dallas, TX 75201  
Telephone: (214) 747-5070  
Facsimile: (877) 769-7945

**CERTIFICATE OF MAILING BY EFS-WEB FILING**

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: February 09, 2009